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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Sudolcan et al. § Atty. Docket No: L-0170,23(D-D)  
§  
Application No: 09/766,818 § Examiner: To be assigned  
§  
For: A BEVERAGE DISPENSER § Group Art Unit: 2161  
INCLUDING AN IMPROVED  
ELECTRONIC CONTROL SYSTEM §

RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS

MAIL STOP MISSING PARTS  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RECEIVED**

JUL 11 2003

Sir:

**OFFICE OF PETITIONS**

Applicant presents this response to the Notice to File Corrected Application Papers dated April 30, 2001. Enclosed herewith is a copy of the Notice and a substitute specification as required under the Notice. In view of the submission of the corrected drawings, Applicant submits the referenced application is in condition for examination and such action is respectfully requested.

Respectfully submitted,

LAW OFFICES OF CHRISTOPHER L. MAKAY  
1634 Milam Building  
115 East Travis Street  
San Antonio, Texas 78205  
(210) 472-3535

DATE: 8 July 2003

By: Christopher L. Makay

Reg. No. 34,475

ATTORNEY FOR APPLICANT



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post office to Addressee" service under 37 CFR 1.10 on the dated indicated below, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail No.: ER 276075225 US

Date: 8 July 2003

  
Christopher L. Makay



UNITED STATES PATENT AND TRADEMARK OFFICE

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[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/766,818	01/22/2001	David C. Sudolcan	L-0170.23 (D-D)

LAW OFFICES OF CHRISTOPHER L. MAKAY  
 1634 Milam Building  
 115 East Travis Street  
 San Antonio, TX 78205



**CONFIRMATION NO. 2824**  
**ABANDONMENT/TERMINATION**  
**LETTER**



\*OC000000010189244\*

Date Mailed: 06/05/2003

**NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)**

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 03/07/2001.

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- No reply was received.

**OFFICE OF PETITIONS**

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/766,818	01/22/2001	David C. Sudolcan	L-0170.23 (D-D)

## CONFIRMATION NO. 2824

## FORMALITIES LETTER



\*OC00000005829263\*

LAW OFFICES OF CHRISTOPHER L. MAKAY  
 1634 Milam Building  
 115 East Travis Street  
 San Antonio, TX 78205



Date Mailed: 03/07/2001

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

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*Filing Date Granted*

OFFICE OF PETITIONS

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
  - Papers contain improper margins. *Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")*

*A copy of this notice MUST be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE